

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ogle et al.
Serial No.: 10/554,122
Filed: 09/11/2006
Entitled: **METHODS FOR ASSESSING BIOLOGIC DIVERSITY**

Group No.: 1637
Examiner: Strzelecka

**RESPONSE TO THE FINAL OFFICE ACTION MAILED
JANUARY 23, 2009**

EFS Web Filed
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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| CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8 | |
| I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being transmitted to the United States Patent and Trademark Office transmitted via the Office electronic filing system in accordance with 37 C.F.R. §1.6(a)(4). | |
| Dated: <u>July 23, 2009</u> | By: <u>/Joanne Doornbosch/</u> Joanne Doornbosch |

Examiner Strzelecka:

This communication is responsive to the Final Office Action mailed January 23, 2009 and is being filed in conjunction with a Request for Continued Examination (RCE). A petition for a three-month extension of time, from April 23, 2009 to July 23, 2009, is included herewith.

The Commissioner is hereby authorized to charge any fees during the entire pendency of this application, including fees due under 37 C.F.R. §§ 1.16 and 1.17 that may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-4302, referencing Attorney Docket No. UM-30944/US-2/PCT. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).